

PRISONER'S CIVIL RIGHTS COMPLAINT (Rev. 05/2015)

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTH EAST DISTRICT OF TEXAS  
BEAUMONT DIVISION

**FILED**  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF TEXAS

OCT 10 2017

MR. ESSIE D. HOPKINS TDCJ # 01913000  
Plaintiff's Name and ID Number

BY  
DEPUTY \_\_\_\_\_

MARK STILES UNIT  
Place of Confinement

CASE NO. 1:17 cv 428  
(Clerk will assign the number)

v. LAW OFFICE OF SHASTA R. BROWN ESQ. Wells Fargo Bank building, 5801 MARVIN  
D. LOVE TREE WAYS, SUITE 302, DALLAS TX. 75237

Defendant's Name and Address  
WYNTHIA J. CHEATON, ASSOCIATES, 3526 LAKE VIEW PARK WAY, SUITE B-213  
ROWLETT, TEXAS 75088

Defendant's Name and Address  
LAW OFFICE OF AUDREY MOOREHEAD, 3102 MAPLE AVENUE, SUITE 270, DALLAS  
TX 75201

Defendant's Name and Address  
(DO NOT USE "ET AL.")

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**INSTRUCTIONS - READ CAREFULLY**

**NOTICE:**

**Your complaint is subject to dismissal unless it conforms to these instructions and this form.**

1. To start an action you must file an original and one copy of your complaint with the court. You should keep a copy of the complaint for your own records.
2. Your complaint must be legibly handwritten, in ink, or typewritten. You, the plaintiff, must sign and declare under penalty of perjury that the facts are correct. If you need additional space, **DO NOT USE THE REVERSE SIDE OR BACKSIDE OF ANY PAGE.** ATTACH AN ADDITIONAL BLANK PAGE AND WRITE ON IT.
3. You must file a separate complaint for each claim you have unless the various claims are all related to the same incident or issue or are all against the same defendant, Rule 18, Federal Rules of Civil Procedure. Make a short and plain statement of your claim, Rule 8, Federal Rules of Civil Procedure.
4. When these forms are completed, mail the original and one copy to the clerk of the United States district court for the appropriate district of Texas in the division where one or more named defendants are located, or where the incident giving rise to your claim for relief occurred. If you are confined in the Texas Department of Criminal Justice, Correctional Institutions Division (TDCJ-CID), the list labeled as "VENUE LIST" is posted in your unit law library. It is a list of the Texas prison units indicating the appropriate district court, the division and an address list of the divisional clerks.

**FILING FEE AND IN FORMA PAUPERIS (IFP)**

1. In order for your complaint to be filed, it must be accompanied by the statutory filing fee of \$350.00 plus an administrative fee of \$50.00 for a total fee of **\$400.00**.
2. If you do not have the necessary funds to pay the fee in full at this time, you may request permission to proceed *in forma pauperis*. In this event you must complete the application to proceed *in forma pauperis*, setting forth information to establish your inability to prepay the fees and costs or give security therefor. You must also include a current six-month history of your inmate trust account. If you are an inmate in TDCJ-CID, you can acquire the application to proceed *in forma pauperis* and the certificate of inmate trust account, also known as *in forma pauperis* data sheet, from the law library at your prison unit.
3. The Prison Litigation Reform Act of 1995 (PLRA) provides "... if a prisoner brings a civil action or files an appeal *in forma pauperis*, the prisoner shall be required to pay the full amount of a filing fee." See 28 U.S.C. § 1915. Thus, the court is required to assess and, when funds exist, collect, the entire filing fee or a initial partial filing fee and monthly installments until the entire amount of the filing fee has been paid by the prisoner. If you submit the application to proceed *in forma pauperis*, the court will apply 28 U.S.C. § 1915 and, if appropriate, assess and collect the entire filing fee or an initial partial filing fee, then monthly installments from your inmate trust account, until the entire \$350.00 statutory filing fee has been paid. (The \$50.00 administrative fee does not apply to cases proceeding *in forma pauperis*.)
4. If you intend to seek *in forma pauperis* status, do not send your complaint without an application to proceed *in forma pauperis* and the certificate of inmate trust account. Complete all essential paperwork before submitting it to the court.

**CHANGE OF ADDRESS**

It is your responsibility to inform the court of any change of address and its effective date. Such notice should be marked "**NOTICE TO THE COURT OF CHANGE OF ADDRESS**" and shall not include any motion for any other relief. Failure to file a NOTICE OF THE COURT OF CHANGE OF ADDRESS may result in the dismissal of your complaint pursuant to Rule 41(b), Federal Rules of Civil Procedure.

**I. PREVIOUS LAWSUITS:**

- A. Have you filed *any* other lawsuit in state or federal court relating to your imprisonment? ☐ YES ☒ NO
- B. If your answer to "A" is "yes", describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, giving the same information.)
  1. Approximate date of filing lawsuit: NA
  2. Parties to previous lawsuit:
    - Plaintiff(s) NA
    - Defendant(s) NA
  3. Court: (If federal, name the district; if state, name the county.) NA
  4. Cause number: NA
  5. Name of judge to whom case was assigned: NA
  6. Disposition: (Was the case dismissed, appealed, still pending?) NA
  7. Approximate date of disposition: NA

II. PLACE OF PRESENT CONFINEMENT: MARK STILES UNIT

III. EXHAUSTION OF GRIEVANCE PROCEDURES:

Have you exhausted all steps of the institutional grievance procedure? YES ☒ NO

Attach a copy of your final step of the grievance procedure with the response supplied by the institution.

IV. PARTIES TO THIS SUIT:

A. Name and address of plaintiff: MR. ESSIE D. HOPKINS TOL # 01913000

MARK STILES UNIT, 3000 FM 3514, BEAUMONT TX, 77705

B. Full name of each defendant, his official position, his place of employment, and his full mailing address.

SHASTA R. BROWN ESQ.

Defendant #1: LAW OFFICE SHASTA R. BROWN ESQ. LLM MASTERS IN INSURANCE LAW'S, WELLS FARGO BANK BUILDING, 5801 MARVIN D. LOVE FREEWAY, SUITE 302 DALLAS TEXAS 75237

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.

CRUEL IN UNUSUAL PUNISHMENT, INTENTIONALLY - KNOWINGLY, NEGLIGENCE, TAMPERING WITH PHYSICAL EVIDENCE, DENIED ME EFFECTIVE ASSISTANCE COUNSEL, HARMFUL UNLAWFUL STATEMENTS

Defendant #2: WYNTHIA J. CHENTUM ESQ. ASSOCIATE'S 3526 LAKE VIEW PARKWAY, SUITE B-213, ROCK HILL, TEXAS 75088

Briefly describe the acts(s) or omission(s) of this defendant which you claimed harmed you.

GAVE ME LATE NOTIFICATION, FAILED TO COMPLY TO HER CO. WORKERS, INTERFERENCE. ONLY RESPONDED TO CRUEL UNUSUAL PUNISHMENT TO CLIENT, SEXUAL HARASSMENT

Defendant #3: ATTORNEY AUDREY MOORE HEAD 3102 MAPLE AVENUE, SUITE 270, DALLAS TX 75201

Briefly describe the acts(s) or omission(s) of this defendant which you claimed harmed you.

BROKE RULES OF TEXAS GOVERN. CODE TITLE 2, SUBTITLE C - APPENDIX A, ARTICLE 10, SECTION 9. DENIED ME EFFECTIVE ASSISTANCE ATTORNEY.

Defendant #4: CHIEF OF POLICE POLICE HEADQUARTERS 1400 S. LAMAR ST. DALLAS TX 75215

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.

I FILED A COMPLAINT FROM MY UNIT I NEVER GOT NOTIFIED ON IT BEEN OVER (6) MONTHS.

Defendant #5: DALLAS POLICE OFFICER DAVID O. BROWN POLICE HEADQUARTERS 1400 S. LAMAR ST DALLAS TX 75215

Briefly describe the act(s) or omission(s) of this defendant which you claimed harmed you.

I FILED A COMPLAINT FROM MY UNIT ON MATTERS NEVER GOT NOTIFIED ON OVER (6) MONTHS.

## V. STATEMENT OF CLAIM:

State here in a short and plain statement the facts of your case, that is, what happened, where did it happen, when did it happen, and who was involved. Describe how each defendant is involved. You need not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach extra pages if necessary, but remember the complaint must be stated briefly and concisely. IF YOU VIOLATE THIS RULE, THE COURT MAY STRIKE YOUR COMPLAINT.

All my cruel in unusual Punish ment Happen on  
 on March 27th 2016 until now today. All parties  
 on page (3) have done what been stated Attorney Shasta R. Brown have  
 played me news of serious harassment in correspondence at serious matter in  
 states is my mother potential wrongful death case, she have improper position her  
 from her United States, negligence from paper work she have sent to  
 me from work of professional was poor, she tamper with evidence over  
 her failure to comply denied me effective assistance of counsel intent  
 on knowledge, knowls, have matter, on answered - look of interest,  
 anti trust violation, have fundamental of mis carriage

## VI. RELIEF:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I want my mother potential wrongful death case finalize  
 I want my 1/2 of estate deposit like I have started to all parties  
 if any thing beside positive I want to sue all parties for the damage

## VII. GENERAL BACKGROUND INFORMATION:

A. State, in complete form, all names you have ever used or been known by including any and all aliases.

Mr. Essie D. HOKINS Lil Essie

B. List all TDCJ-CID identification numbers you have ever been assigned and all other state or federal prison or FBI numbers ever assigned to you.

01913000

## VIII. SANCTIONS:

A. Have you been sanctioned by any court as a result of any lawsuit you have filed? YES ☒ NO

B. If your answer is "yes," give the following information for every lawsuit in which sanctions were imposed. (If more than one, use another piece of paper and answer the same questions.)

1. Court that imposed sanctions (if federal, give the district and division): NA

2. Case number: NA

3. Approximate date sanctions were imposed: NA

4. Have the sanctions been lifted or otherwise satisfied? YES ☒ NO

C. Has any court ever warned or notified you that sanctions could be imposed? YES ☒ NO

D. If your answer is "yes," give the following information for every lawsuit in which a warning was issued. (If more than one, use another piece of paper and answer the same questions.)

1. Court that issued warning (if federal, give the district and division): NA
2. Case number: NA
3. Approximate date warning was issued: NR

Executed on: 9-28-17  
DATE

MR ESSIE D. Hopkins

(Signature of Plaintiff)

### PLAINTIFF'S DECLARATIONS

1. I declare under penalty of perjury all facts presented in this complaint and attachments thereto are true and correct.
2. I understand, if I am released or transferred, it is my responsibility to keep the court informed of my current mailing address and failure to do so may result in the dismissal of this lawsuit.
3. I understand I must exhaust all available administrative remedies prior to filing this lawsuit.
4. I understand I am prohibited from bringing an *in forma pauperis* lawsuit if I have brought three or more civil actions or appeals (from a judgment in a civil action) in a court of the United States while incarcerated or detained in any facility, which lawsuits were dismissed on the ground they were frivolous, malicious, or failed to state a claim upon which relief may be granted, unless I am under imminent danger of serious physical injury.
5. I understand even if I am allowed to proceed without prepayment of costs, I am responsible for the entire filing fee and costs assessed by the court, which shall be deducted in accordance with the law from my inmate trust account by my custodian until the filing fee is paid.

Signed this 28 (Day) day of 9 (month), 20 17 (year).

MR ESSIE Hopkins

(Signature of Plaintiff)

**WARNING: Plaintiff is advised any false or deliberately misleading information provided in response to the above questions may result in the imposition of sanctions. The sanctions the court may impose include, but are not limited to, monetary sanctions and the dismissal of this action with prejudice.**

what Happen, where did it Happen, when did it Happen, who was Involve.  
ATTORNEYS SHASTA A. BROWN ESQ. SINCE 7-27-17 ATTORNEYS BROWN HAVE BEEN STATING  
THAT SHE HAVE BEEN WAITING ON THE COURT TO GRANT HER FILING FOR MS  
MOTHER MEDICAL RECORDS, BILLING RECORDS FROM CHARLITAN, METHODIST HOSPITAL AS  
OF TODAY 9-28-17 ATTORNEYS BROWN HAVE ONLY SHOW THE GRANTS OF HEIN-  
SHIP WERE THIS WAS FILED AT ABOUT 5 MONTHS AFTER ATTORNEY STATED  
SHE IS WAITING ON A COURT ORDER FOR THE EXPERTS CAN REVIEW MEDICAL  
RECORDS, BILLING RECORDS SO THAT THE OFFICE CAN MAKE A SETTLEMENT ON  
BOTH CASES MOTOR VEHICLE ACCIDENT, POTENTIAL WRONGFUL DEATH CASE  
ATTORNEYS BROWN SHOWED ME 6.2.17 WERE BOTH INSURANCE COMPANIES  
MADE A SETTLEMENT OF \$42,000 IN DID DEDUCTIONS I LEFT ME WITH  
\$18,983.16 BUT WITH THOSE STATEMENTS TO ME ATTORNEYS BROWN IS FALSE-  
A FINDING MS MOTHER POTENTIAL WRONGS AT DEATH CASE ALL OTHER FINDING  
JUDGES HAVE GRANTED. I NOW SINCE APRIL 17, 2017 JUDGE BRENDA HALL  
THOMPSON GRANTED A MOTHER DEFENDANT ADMINISTRATION OF MS MOTHER  
ESTATE SINCE THEN THE NEW DEFENDANT ADMINISTRATION DONE ONLY REPLY  
ED TO CORRESPONDENCE ONLY TO SOME CRUEL IN UNUSUAL KINDNESS ATTOR-  
NEYS BROWN HAVE BEEN DOING TO ME SINCE 7-27-17 I SINCE  
WYNTHIA J. CHESTON HAVE INTERFERED SHE EVEN ATTORNEYS BROWN RIGHT  
OF WITHDREW FROM MS MOTHER POTENTIAL WRONGFUL DEATH CASE, MOTOR VEHICLE  
ACCIDENT CASE ON 7-18-17 I'M STATING TO ATTORNEYS BROWN I FEEL  
THAT ATTORNEYS BROWN ARE INTERESTED IN SEXUAL HARASSMENT CORRESPO-  
NDE AT A IMPORTANT STAGE IN MS LIFE IN I ALSO STATED TO  
WYNTHIA J. CHESTON DEFENDANT ADMINISTRATION THAT ATTORNEYS BROWN  
ARE INTERESTED IN HEARING MS THIS I'M GIVING ME NO CHANCE-  
WAS TO MS MOTHER, HEALTH INTENTIONALLY, KNOWS SHE HAVE CORRESPONDENCE  
I DONE WROTE HER WHEN SHE NEVER REPLIED TO I STATED TO MS,  
CHESTON THAT SHE IS TAMPERING WITH PHYSICAL EVIDENCE FALSE FINDING MS  
MOTHER CASE IN PUTTING ME IN A IMPROPER POSITION FALSE STATING  
THAT SHE WITHDREW FROM MY MOTHER CASE WITH OUT A COURT ORDER  
GIVING ME EFFECTIVE ASSISTANCE AFTER THEN WRITING ME STATING THAT  
THAT I NEED TO FILE A CIVIL COMPLAINT AGAINST ALL PARTIES TOWARD  
MY MOTHER ESTATE BEFORE OR ON FEB 28, 2018 IN TELLING ME SHE  
NEVER RETAINED MY SERVICE I CAN FIND A MOTHER COUNSEL TO HELP  
ME WITH MY INTEREST OF MY MOTHER ESTATE. I'M STATED TO  
ME THAT IF I HAVE INTEREST TO MY MOTHER ESTATE I  
NEED TO CORRESPOND TO MS. WYNTHIA CHESTON. IN ATTORNEYS  
BROWN BEEN CORRESPONDING WITH ME SINCE 4-17-17 SAYING  
THAT MS CHESTON AINT REPLYING OR NONE OF HER CORRESPOND  
IN SAYING MY MOTHER CASE STATUTE OF LIMITATION DUE IS 12-17  
IN TODAY IS 9-28-17 IT BEEN 3 MONTHS I BEEN WAITING  
MS. CHESTON IF SHE AINT CORRESPOND ME THEN ON SAT.  
BROWN BROWN I DONE EVEN ASK 2 DIFFERENT POLICE OFFICES  
ABOUT THE MATTER I AINT GETTING NO RESPONSE FROM THEM

I feel all parties are trying to keep my 1/2 of Estate I  
I won't be sue all parties because of the cruel is unusual  
treatment I am receiving AS a not finish High School  
human being. I also Attorney Audrey Moore had the same  
way don't reply to correspondence cruel is unusual treatment These  
Attorneys have made a settlement from Insurance company  
done did deduction is there a end balance in the end-  
balance suppose to be set to the court registry since 6-2-17  
I don't no if it have because of the acts the Attor-  
neys have showed is showing I get a letter from  
Attorney brow 9-5-17 it stated the Insurance company  
that suppose to pay me my 1/2 of Estate is looking for  
a Attorney because of medical records, billing I feel these  
Attorneys is doing illegal activities with drop out Estate  
in Attorney State. R brow, Attorney Wythe Jr Chest-  
in, Attorney Audrey Moore head IS In void I  
want to sue all parties for all my damages since  
7-27-16. A. J. A. B.